

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY DOCUMENT ELECTRONICALLY FILED DOC #: DATE FILED: <u>8/5/2025</u>
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VICTOR MANUEL PEREZ PEREZ,

Plaintiff,

-v-

RONNIE ABRAMS,

Defendant.  
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25-cv-4065 (LJL)

ORDER

LEWIS J. LIMAN, United States District Judge:

Plaintiff Victor Manuel Perez Perez has filed suit against Judge Ronnie Abrams, a judge of this Court, seeking money damages from what he claims was “alleged bias and delay in producing an order that affects Plaintiff’s civil rights” in a case before Judge Abrams. Dkt. No. 1 at 1.<sup>1</sup> Chief Judge Swain entered an order denying Plaintiff’s application to proceed *in forma pauperis*, finding that Plaintiff had not alleged facts showing he had insufficient assets to pay the fees. Dkt. No. 4. After paying the filing fee in this Court, Plaintiff filed a motion seeking reconsideration of the denial of his application to proceed *in forma pauperis*, Dkt. No. 8, and the Court denied that motion for the same reasons provided by Chief Judge Swain, Dkt. No. 9. Plaintiff then filed an interlocutory appeal in the United States Court of Appeals for the Second Circuit from Chief Judge Swain’s initial order. Dkt. No. 5. Plaintiff also filed a document in this Court entitled “Ex Parte Petition to Proceed In Forma Pauperis,” in which he likewise seeks reconsideration of Chief Judge Swain’s order. Dkt. No. 10.

“The filing of a notice of appeal is an event of jurisdictional significance—it confers

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<sup>1</sup> The case is *Perez Perez v. New York State Department of Transportation*, No. 25-cv-3178 (S.D.N.Y.).

jurisdiction on the court of appeals and divests the district court of its control over those aspects of the case involved in the appeal.” *Griggs v. Provident Consumer Disc. Co.*, 459 U.S. 56, 58 (1982). The Second Circuit, moreover, has confirmed that “an interlocutory appeal may be taken from an order denying leave to proceed *in forma pauperis*.” *Sears, Roebuck & Co. v. Charles W. Sears Real Est., Inc.*, 865 F.2d 22, 23 (2d Cir. 1988) (per curiam); *see also Cotton v. Noeth*, 96 F.4th 249, 254 (2d Cir. 2024). This Court therefore lacks jurisdiction to consider Plaintiff’s “Ex Parte Petition to Proceed In Forma Pauperis,” as it raises the same issues now on appeal.

The Clerk of Court is respectfully directed to mail a copy of this Order to Plaintiff at his mailing address provided to the Clerk of Court.

SO ORDERED.

Dated: August 5, 2025  
New York, New York

A handwritten signature in black ink, appearing to read 'L. Liman', is written over a horizontal line.

LEWIS J. LIMAN  
United States District Judge